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#### APPLICABLE\_LEGISLATIVE CITATIONS

The United States Code contains the text of current Public Laws that Congress has enacted; it does not include regulations that executive branch agencies have issued, nor does it contain decisions of the Federal courts, or treaties. The Code of Federal Regulations contains Federal regulations issued by these executive branch agencies; the <u>Federal Register</u> contains proposed regulations and regulations adopted so recently that they are not yet included the Code of Federal Regulations.

SEA referenced numerous acts, regulations, and guidelines throughout its preparation of both the Draft EIS and the Final EIS. The following list contains applicable Acts of Congress, identified by the appropriate United States Code (U.S.C.), Public Law (P.L.), and/or Statute (Stat.) information. This list also contains applicable Federal regulations from the Code of Federal Regulations (CFR) and recent regulations published in the <u>Federal Register</u>, identified by the appropriate issuing agency name.

# **Applicable Acts of Congress**

- American Indian Religious Freedom Act of 1978 [as amended]. 42 U.S.C. 1996 et seq.; P.L. 95-341 (August 11, 1978).
- Antiquities Act of 1906 (also known as "American Antiquities Preservation Act"). 16 U.S.C. 31-433; P.L. 59-209 (June 8, 1906).
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- Archeological Resources Protection Act of 1979 [as amended]. 16 U.S.C. 470 et seq.; P.L. 96-95 (October 31, 1979).

- Clean Air Act (also known as "Air Pollution Prevention and Control Act") [as amended]. 42 U.S.C. 7401-7671g; P.L. Chapter 360 (July 14, 1955).
- Clean Water Act (also known as "Federal Water Pollution Control Act") [as amended and reauthorized]. 33 U.S.C. 1251 et seq.; P.L. Chapter 758 (June 30, 1948).
- Coastal Zone Management Act of 1972 [ as amended and reauthorized]. 16 U.S.C. 1451-1464; P.L. 92-583 (October 27, 1972).
- Comprehensive Environmental Response, Compensation, and Liability Act of 1980 [as amended by Superfund Amendments and Reauthorization Act of 1986]. 42 U.S.C. 9601-9675; P.L. 96-510 (December 11, 1980).
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- Food, Agriculture, Conservation, and Trade Act of 1990. 7 U.S.C. 5622; P.L. 101-624 (November 28, 1990).
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- Intermodal Surface Transportation Efficiency of 1991 [as amended]. 105 Stat. 1914; P.L. 102-240 (December 18, 1991).

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- Noise Control Act of 1972. 42 U.S.C. 4901-4918; P.L. 92-574 (October 27, 1972).
- Rail Passenger Service Act of 1970 [as amended]. 49 U.S.C. 2401 et seq.; P.L. 91-518 (October 30, 1970).
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- Toxic Substances Control Act (also known as "The Asbestos Hazard Emergency Response Act of 1986") [as amended]. 15 U.S.C. 2601-2671; P.L. 94-469 (October 11, 1976).
- Transportation Act of 1966 [as amended]. 49 U.S.C. 303; P.L. 89-670 (October 15, 1966).
- Water Bank Act of 1970. 16 U.S.C. 1301-1311; P.L. 91-559 (December 19, 1970).
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# Applicable Regulations from the Code of Federal Regulations (CFR)

Advisory Council on Historic Preservation. *Protection of Historic Properties*. 36 CFR Part 800. Council on Environmental Quality. *Regulations for Implementing Procedural Provisions of NEPA*. 40 CFR Parts 1500-1508.

- Department of Commerce—National Oceanic and Atmospheric Administration. Federal Consistency With Approved Coastal Management Programs. 15 CFR Part 930.
- Department of Transportation—Federal Highway Administration. *Procedures for Abatement of Highway Noise and Construction Noise, Final Rule.* 23 CFR Part 772.
- Department of Transportation—Federal Railroad Administration. *FRA Regulations*. 49 CFR Parts 200-266.
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- Department of Transportation—Research and Special Programs Administration. Subtitle B-Other Regulations Relating to Transportation. 49 CFR Parts 170-179.
- Department of Transportation—SurfaceTransportationBoard. *Procedures for Implementation of Environmental Laws.* 49 CFR Part 1105.
- -----. Railroad Acquisition, Control, Merger, Consolidation Project, Trackage Rights, and Lease Procedures. 49 CFR Part 1180.
- Environmental Protection Agency. Determining Conformity of General Federal Actions to State or Federal Implementation Plans. 40 CFR Part 51-Subpart W.
- -----. *Emission Standards for Locomotives and Locomotive Engines; Final Rule.* 40 CFR Parts 85, 89, and 92.
- -----. National Primary and Secondary Ambient Air Quality Standards. 40 CFR Part 50.
- ----. Permit Requirements. 40 CFR Part 51.165.
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- -----. Section 404(b)(1) Guidelines for Specification of Disposal Sites for Dredged or Fill Material. 40 CFR Part 230.41.
- ----. State Operating Permit Programs. 40 CFR Part 70.
- Executive Office of the President. *Executive Order 11988* [as amended] "Floodplain Management." 3 CFR, 1977 Comp., page 117.
- -----. Executive Order 11990 [as amended] "Protection of Wetlands, With Accompanying Statement." 3 CFR, 1977 Comp., page 121.

## Applicable Regulations Proposed in the Federal Register

- Department of Transportation—DepartmentalOffice of Civil Rights and Office of the Assistant Secretary for Transportation Policy. Department of Transportation (DOT) Order to Address Environmental Justice in Minority Populations and Low-Income Populations. Federal Register Volume 62, Number 72, page 18377 et seq. (April 15, 1997).
- Environmental Protection Agency. *Emission Standards for Locomotives and Locomotive Engines, Final Rule.* Federal Register Volume 63, Number 73, page 18977 et seq. (April 16, 1998).
- Executive Order 12898 "Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations." Federal Register Volume 59, page 7629.
- Secretary's Standards and Guidelines for Archaeological and Historic Preservation. <u>Federal Register</u> Volume 48, page 44716 et seq.